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June 21, 2018

VIA ECF

Hon. Michael A. Shipp, U.S.D.J.
U.S. District Court for the District of New Jersey
Clarkson S. Fisher Federal Building
402 E. State Street
Trenton, New Jersey 08608

Re: *Lord Abbett Investment Trust -- Lord Abbett Short Duration Income Fund, et al.*
v. Valeant Pharmaceuticals International, Inc., et al., No. 17-cv-
06365(MAS)(LHG);

The Boeing Company Employee Retirement Plans Master Trust and the Boeing
Company Employee Savings Plans Master Trust v. Valeant Pharmaceuticals
International Inc., et al., No. 17-cv-07636(MAS)(LHG); and

The Public Employees' Retirement System of Mississippi v. Valeant
Pharmaceuticals International Inc., et al., No. 17-cv-07625(MAS)(LHG)

Dear Judge Shipp:

We represent plaintiffs in the above-referenced matters. We write in response to defendants' letter to the Court dated June 20, 2018, which requests judicial notice of the criminal convictions of former Valeant executive Gary Tanner and former Philidor Chief Executive Officer Andrew Davenport, and incorrectly claims that these convictions are "irreconcilable" with Plaintiffs' allegations under the New Jersey RICO act.

Defendants' June 20 letter attaches over 200 pages of trial counsel's summations, closing arguments and rebuttals from a single day of an 11-day criminal trial, and cherry-picks only a few excerpts from these lengthy proceedings. This snapshot conveniently ignores a wealth of witness testimony that directly supports plaintiffs' allegations under the New Jersey RICO act, including by the government's star witness, Laizer Kornwasser, who, as plaintiffs alleged, "was handpicked by [defendant] Pearson to serve as a liaison between Valeant and Philidor" and "reported directly to Pearson." *See, e.g., Lord Abbett Investment Trust – Lord Abbett Short Duration Income Fund v. Valeant Pharmaceuticals International, Inc.*, No. 17-CV-6365, Dkt. No. 1, at ¶ 62.

June 21, 2018

Page 2

In light of the volume of applicable trial testimony and related evidence, plaintiffs intend to file a formal opposition to defendants' June 20 letter by June 29. Accordingly, we respectfully request that the Court defer ruling on defendants' request for judicial notice and the related motions to dismiss the above-referenced matters until this dispute has been fully submitted.

We appreciate the Court's consideration of this request.

Respectfully Submitted,

By: /s/ Serena P. Hallowell
Serena P. Hallowell
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By: /s/Stephen W. Tountas
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cc: All Counsel of Record (via ECF)